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JAN 12 2004

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DATE: 11 JAN 2004

PUBLIC SERVICE  
COMMISSION

**RESPONSE OF ROBERT L. MADISON TO LG&E'S OBJECTION TO MY FULL INTERVENTION REQUEST, IN PSC CASE 2003 - 00433, DATED 06 JAN 2004**

THIS IS THE RESPONSE OF ROBERT L. MADISON TO LG&E'S OBJECTION TO MY FULL INTERVENTION REQUEST DATED 06 JAN 2004, IN PSC CASE 2003 - 00433.

IT IS OBVIOUS THAT LG&E WOULD OPPOSE ANY PARTY THAT MAY TAKE POSITIONS THAT DISAGREE WITH LG&E'S. THE PSC SHOULD FOCUS ON THE STATUTORY REQUIREMENTS OF 807 KAR 5:001 (3) (8). THE PSC HAS PREVIOUSLY DETERMINED ON EIGHT DIFFERENT OCCASIONS THAT I MET BOTH REQUIREMENTS OF THE STATUTE. I FEEL I CONTINUE TO MEET BOTH STATUTORY REQUIREMENTS. ONLY ONE OF THE TWO REQUIREMENTS IS NEEDED FOR FULL INTERVENTION.

I WOULD HOPE THAT IT DOES NOT GET TO THE POINT THAT ONLY ORGANIZATIONS CAN RECEIVE FULL INTERVENTION. IF THE AG REPRESENTS ALL CLASSES OF CUSTOMERS THEN KIUC WOULD NOT MEET ONE OF THE STATUTORY REQUIREMENTS FOR FULL INTERVENTION. THE PSC SHOULD MAKE A DETERMINATION ON THE SPECIFICS OF THIS CASE AND NOT TRY AND SPECULATE AS TO WHETHER A PARTY WILL MAKE A DATA REQUEST, RAISE ISSUES NOT INTRODUCED BY OTHER PARTIES, ETC. I AM THE ONLY RESIDENTIAL CUSTOMER THAT WAS GRANTED FULL INTERVENTION IN THE EIGHT PREVIOUS CITED CASES. THIS IS NOT A PROLIFERATION OF PARTIES.

LG&E HAS MADE SEVERAL ARGUMENTS IN THEIR BRIEF BASED ON THE PHANTOM STATEMENT I ALLEGEDLY MADE IN MY INTERVENTION REQUEST THAT I AM A MEMBER OF THE PUBLIC. THAT STATEMENT WAS DELETED SEVERAL INTERVENTION REQUEST BEFORE, BUT REMAINS ON LG&E'S WORD PROCESSOR. I HAVE DEMONSTRATED IN PREVIOUS CASES VIA DATA REQUESTS, ARGUMENTS AND GRAPHICS THE PRESENTATION OF ISSUES TO ASSIST THE COMMISSION.

LG&E ARGUES THAT I HAVE RAISED AS ONE ISSUE THE DEMOGRAPHIC FAIRNESS OF RESIDENTIAL CUSTOMERS WHO RECEIVE HEA FUNDS. LG&E HAS FAILED TO TAKE A POSITION ON THIS ISSUE. UNLESS A HEA IS PROPOSED IN THE INSTANT PSC CASE, THIS IS NOT A RELEVANT ISSUE.

LG&E WISHES TO NOT HAVE THE ISSUES OF CONCERN TO RESIDENTIAL CUSTOMERS RAISED IN THIS CASE THROUGH DATA REQUESTS, QUESTIONS AT A HEARING, POST HEARING BRIEFS, POSSIBLE COURT REVIEW, ETC. THIS IS A SELF - SERVING POSITION. LG&E RESIDENTIAL CUSTOMERS DO NOT HAVE A CHOICE OF ELECTRICITY PROVIDERS. LG&E IS A MONOPOLY. AS LONG AS ELECTRICITY IS NOT COMPETITIVELY DEREGULATED, THE VIEWS OF ACTUAL RESIDENTIAL CUSTOMERS NEED TO BE FULLY HEARD BY THE PSC.

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THERE HAVE BEEN RECENT POLITICAL CHANGES IN FRANKFORT INCLUDING A NEW ATTORNEY GENERAL, NEW GOVERNOR AND NEW AGENCY HEAD THAT THE PSC IS A MEMBER OF. I HOPE MY FULL INTERVENTION REQUEST WILL GET A FAIR CONSIDERATION FROM THE PSC.

ROBERT L. MADISON MOVES THE PSC TO TIMELY APPROVE MY REQUEST FOR FULL INTERVENTION.

I CERTIFY THAT ON 11 JAN 2004, COPIES OF THIS LETTER WERE MAILED REGULAR MAIL TO:

MR. THOMAS M. DORMAN  
EXECUTIVE DIRECTOR  
PUBLIC SERVICE COMMISSION  
CASE NO. 2003-00433  
211 SOWER BOULEVARD  
P.O. BOX 615  
FRANKFORT KY 40602 - 0615

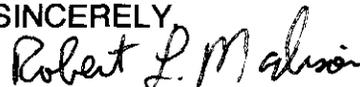
KENDRICK RIGGS  
OGDEN, NEWELL & WELCH  
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LOUISVILLE KY 40202 - 2874

LOUISVILLE GAS & ELECTRIC  
ATTN : MICHAEL S. BEER  
VICE PRESIDENT  
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SINCERELY,



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